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March 14, 2002

Caroline Wei-Berk 45,203  
 Name of Attorney or Agent Registration No.  
Caroline Wei-Berk  
 Signature of Attorney or Agent

P&amp;G Case 7571RD

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Klofta et al.

: Confirmation No.: 7063

Serial No.: 10/054,628

: Group Art Unit: 376

Filed: January 22, 2002

: Examiner

For: Absorbent Articles Having A Stable Skin Care Composition

INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents

Washington, D.C. 20231

RECEIVED  
 MAR 26 2002  
 TECHNOLOGY CENTER R3700

Dear Sir:

Pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, record is being made below in a Form PTO/SB08 of documents which the Patent Office may wish to consider in connection with examination of the above-identified patent application. It is respectfully requested that the cited documents be carefully considered by the Examiner and made of record in this case. As provided in §1.97(g), no representation is made or intended that a thorough art search was made. As provided in 37 C.F.R. §1.97(h), this Information Disclosure Statement does not constitute an admission of any kind, and specifically is not an admission that the documents listed on attached form PTO/SB08 are, or are considered to be, material to the patentability of the above-identified patent application, as defined in 37 C.F.R. §1.56(b).

1.  37 C.F.R. §1.97 (b)(1) - U.S. Direct (within 3-months of filing a regular application or converted provisional)

This information disclosure statement, submitted under 37 C.F.R. §1.97 (b)(1), is being filed within three months of the filing date of a national application. Therefore, no fee is believed to be due.

2.  37 C.F.R. §1.97 (b)(2) - Via PCT (within 3 mo. of Nat'l Stage Entry)

This information disclosure statement, submitted under 37 C.F.R. §1.97 (b)(2), is being filed within three months of the date of entry of the national stage as set forth in 37 C.F.R. §1.491 in an international application. Therefore, no fee is believed to be due.

3.  37 C.F.R. §1.97 (b)(3) - (>3 mo. after filing direct or nat'l stage entry, but before 1<sup>st</sup> O.A.)

This information disclosure statement is being submitted under 37 C.F.R. §1.97 (b)(3). Applicants have not received an Office Action on the merits in the present application. Therefore, no fee is believed to be due. However, in the event that this paper is crossing in the mail with a first Office Action on the merits, authorization is hereby given to charge the required fee pursuant to 37 C.F.R. §1.97(c) and 37 C.F.R. §1.17(p) to Deposit Account No. 16-2480 in the name of The Procter & Gamble Company. A duplicate of this letter is enclosed to facilitate charging of the fee, if necessary.

**THE FOLLOWING IS ADDITIONAL INFORMATION PERTAINING TO (2) OR (3) MARKED WITH AN (X) ABOVE.**

(a)  The Notification of Acceptance of this Application Under 35 U.S.C. §371 indicates that both a copy of the International Search Report and copies of the references cited therein are present in the national stage file. In accordance with MPEP §1893.03(g), it is respectfully requested that the Examiner note the consideration of these references in the first Office Action via the PTO-892 form.

(b)  The Notification of Acceptance of this Application Under 35 U.S.C. §371 indicates that a copy of the International Search Report is present in the national stage file. Copies of the references cited in that report are enclosed.

(c)  The Notification of Acceptance of this Application Under 35 U.S.C. §371 does not indicate that a copy of the International Search Report and copies of the references cited are present in the national stage file. Copies of the International Search Report and references are attached.

4.  37 C.F.R. §1.97 (b)(4) - (before the mailing of a first Office Action after the filing of a request for continued examination under §1.114)

This information disclosure statement, submitted under 37 C.F.R. §1.97(b)(4), is being filed with the Request for Continued Examination (RCE) under 37 C.F.R. §1.114.

5.  Information to be Considered with CPA Filing. This information disclosure statement is being filed with a Continued Prosecution Application (CPA) filed under 37 CFR 1.53(d).

6.  37 C.F.R. §1.97(c) with fee payment - (use after 1<sup>st</sup> Office Action & before Final Office Action or Notice of Allowance)

This information disclosure statement is being submitted under 37 C.F.R. §1.97(c). Applicant(s) have not received a final action under 37 C.F.R. §1.113, a notice of allowance under 37 C.F.R. §1.311, or an action that otherwise closes prosecution in the application (e.g., *Ex parte Quayle*) as of the date of this submission. Applicant(s) elect to pay the fee set forth in 37 C.F.R. §1.17(p). Please charge the fee set forth in 37 C.F.R. §1.17(p) to Deposit Account

Number 16-2480 in the name of The Procter & Gamble Company. A duplicate copy of this letter is enclosed to facilitate the charging of the fee.

**ADDITIONAL ITEMS TO BE NOTED BY THE EXAMINER:**

[X] Copies of references were previously cited by and submitted to the USPTO in prior application Case No. 7571R, U.S. Patent Application Serial No. 09/563,638, filed May 2, 2000. Applicants claim priority to said application under 35 U.S.C. §120. Accordingly, copies of those documents are not provided with this Statement, pursuant to 37 C.F.R. §1.98(d). Copies of Forms PTO-1449 and PTO/SB08A previously submitted in Case 7571R are enclosed.

Copies of references in addition to those identified above are enclosed.

It is respectfully requested that all the cited documents be carefully considered by the Examiner and made of record in this case.

[ ] Pursuant to 37 C.F.R. §1.98(c), a concise explanation of the relevance of each cited reference that is not in the English language is provided.

[ ] Applicants also respectfully request the Examiner to consider and make of record the copending applications listed on the attached page.

[ ] Additional information is attached.

Respectfully submitted,

By Caroline Wei-Berk

Caroline Wei-Berk  
Attorney for Applicants  
Registration No. 45,203  
(513) 626-1139

Date: 3/14/02

Customer No. 27752

(IDS.doc)  
(Last Revised 12/7/01)

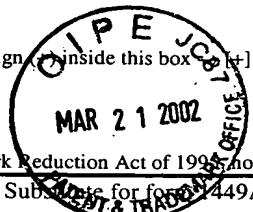
## COPENDING APPLICATIONS

Entire copies of all co-pending applications (or the portion of the application and claims that caused it to be cited) must be sent with the IDS (see 37 CFR 1.98(a)(2)(iii))

<u>Atty. Docket No.</u>	<u>Serial Number</u>	<u>Inventor(s)</u>	<u>Filing Date</u>
7041L	09/041,509	McOske et al.	03/12/1998
7042	09/041,232	Rourke et al.	03/12/1998
7043R	09/041,266	Roe et al.	03/12/1998
7571R	09/563,638	Gatto et al.	05/02/2000

[ones that are pending at time of this filing; others that have issued get cited on the PTO/SB08.]

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PTO/SB08A (10-01)

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Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

SHEET 1 of 3

COMPLETE IF KNOWN

Application Number	10/054,628
Confirmation Number	7063
Filing Date	January 22, 2002
First Named Inventor	Thomas James Klofta
Group Art Unit	3761
Examiner Name	
Attorney Docket Number	7571RD

### U. S. PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. <sup>1</sup>	DOCUMENT NUMBER Number - Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	1	US-2,804,424	08/27/1957	STIRN ET AL.	
	2	US-3,464,413	09/02/1969	GOLDFARB ET AL.	
	3	US-3,490,454	01/20/1970	GOLDFARB ET AL.	
	4	US-3,567,820	03/02/1971	SPERTI	
	5	US-3,860,003	01/14/1975	BUELL	
	6	US-3,875,942	04/08/1975	ROBERTS ET AL.	
	7	US-3,902,493	09/02/1975	BAIER ET AL.	
	8	US-3,920,015	11/18/1975	WORTHAM	
	9	US-3,935,862	02/03/1976	KRASKIN	
	10	US-4,112,167	09/05/1978	DAKE ET AL.	
	11	US-4,138,416	02/06/1979	KORESAWA ET AL.	
	12	US-4,263,363	04/21/1981	BUCK ET AL.	
	13	US-4,324,247	04/13/1982	AZIZ	

### FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. <sup>1</sup>	FOREIGN PATENT DOCUMENT Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
	14	CA 2,019,557	06/21/1990	UNILEVER PLC, UK		
	15	EP 0 297 828	A1 01/04/1989	CHARKOUDIAN ET AL.		
	16	EP 0 631 768	A1 01/04/1995	PLISCHKE ET AL.		
	17	EP 0 922 452	A1 06/16/1999	PALUMBO ET AL.		
	18	EP 0 922 456	A1 06/16/1999	PALUMBO ET AL.		

### OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

EXAMINER INITIALS*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T <sup>6</sup>

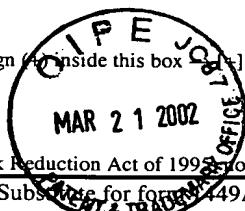
**EXAMINER**  Initial if reference considered, whether or not citation is in conformance with M.P.E.P. 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of U.S. Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.

<sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

SHEET 2 of 3

COMPLETE IF KNOWN

Application Number	10/054,628
Confirmation Number	7063
Filing Date	January 22, 2002
First Named Inventor	Thomas James Klofta
Group Art Unit	3761
Examiner Name	
Attorney Docket Number	7571RD

### U. S. PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. <sup>1</sup>	DOCUMENT NUMBER Number - Kind Code <sup>2</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear
	19	US-4,513,051	04/23/1985	LAVASH	
	20	US-4,569,343	02/11/1986	KIMURA ET AL.	
	21	US-4,623,339	11/18/1986	CIRALDO ET AL.	
	22	US-4,666,765	05/19/1987	CALDWELL ET AL.	
	23	US-4,704,112	11/03/1987	SUZUKI ET AL.	
	24	US-4,882,204	11/21/1989	TENENBAUM	
	25	US-4,900,317	02/13/1990	BUELL	
	26	US-4,902,553	02/20/1990	HWANG ET AL.	
	27	US-4,904,524	02/27/1990	YOH	
	28	US-4,979,300	12/25/1990	BLANK ET AL.	
	29	US-4,990,144	02/05/1991	BLOTT	
	30	US-4,996,238	02/26/1991	MATRAVERS	

### FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. <sup>1</sup>	FOREIGN PATENT DOCUMENT Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
	31	JP-05-285170	11/02/1993	KASAI		
	32	JP-KOKAI NO. 8-52175	02/27/1996	MCNEIL-PPC INC.		
	33	JP-61-028078	02/07/1986	AIRIN K. K.		
	34	UK GB 2033 751 A1	05/29/1980	DUNFORD ET AL.		
	35	WO 99/45973	09/16/1999	ROE ET AL.		
	36	WO 99/45974	09/16/1999	ROURKE ET AL.		
	37	WO 01/00156 A1	01/04/2001	TYRRELL ET AL.		
	38	WO 01/00157 A1	01/04/2001	OTTS ET AL.		
	39	WO 01/48312 A1	07/05/2001	BURGHARDT ET AL.		
	40	WO 01/83876 A1	11/08/2001	EVERHART ET AL.		

### OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

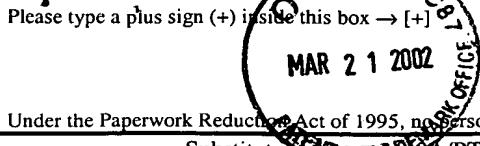
EXAMINER INITIALS*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T <sup>6</sup>

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<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of U.S. Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.

<sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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SHEET 3 of 3

### COMPLETE IF KNOWN

Application Number	10/054,628
Confirmation Number	7063
Filing Date	January 22, 2002
First Named Inventor	Thomas James Klofta
Group Art Unit	3761
Examiner Name	
Attorney Docket Number	7571RD

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	41	US-5,043,155	08/27/1991	PUCHALSKI ET AL.	
	42	US-5,092,861	03/03/1992	NOMURA ET AL.	
	43	US-5,102,597	04/07/1992	ROE ET AL.	
	44	US-5,264,460	11/23/1993	JAKOBSON ET AL.	
	45	US-5,321,098	06/14/1994	LAL	
	46	US-5,370,132	A 12/06/1994	WEBER ET AL.	
	47	US-5,376,655	12/27/1994	IMAKI ET AL.	
	48	US-5,409,903	A 04/25/1995	POLAK ET AL.	
	49	US-5,509,915	A 04/23/1996	HANSON ET AL.	
	50	US-5,525,345	06/11/1996	WARNER ET AL.	
	51	US-5,558,655	A 09/24/1996	JEZZI ET AL.	
	52	US-5,833,967	11/10/1998	RAMIN	
	53	US-5,871,763	02/16/1999	LUU ET AL.	

### FOREIGN PATENT DOCUMENTS

EXAMINER INITIALS*	Cite No. <sup>1</sup>	FOREIGN PATENT DOCUMENT Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>

### OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

EXAMINER INITIALS*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T <sup>6</sup>

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<sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kind Codes of U.S. Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.

<sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

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**COMPLETE IF KNOWN**

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

SHEET 1 of 1

COMPLETE IF KNOWN	
Application Number	09/563,638 <i>MAP 26</i> <i>RECEIVED</i>
Confirmation Number	7909 <i>TECHN.</i>
Filing Date	May 2, 2000 <i>GY CNT</i>
First Named Inventor	Joseph A. Gatto <i>TER R. 200</i>
Group Art Unit	3761
Examiner Name	D. Ruhl
Attorney Docket Number	7571B

## U. S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

## OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

EXAMINER INITIALS*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published	T <sup>6</sup>

<b>EXAMINER</b>	<b>DATE CONSIDERED</b>
-----------------	------------------------

EXAMINER: Initial if reference considered, whether or not citation is in conformance with M.P.E.P. 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Unique citation designation number. <sup>2</sup>See attached Kinds of U.S. Patent Documents. <sup>3</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup>For Japanese documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup>Applicant is to place a check mark here if English language Translation is attached.

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## FOREIGN PATENT DOCUMENTS

**OTHER DOCUMENTS** (*Including Author, Title, Date, Pertinent Pages, Etc.*)

## FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES NO
		WO 98/55158	12/10/98	PCT PAT. APP.			

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.



<b>LIST OF DOCUMENTS CITED BY APPLICANTS</b> <i>(Use several sheets if necessary)</i>		ATTY. DOCKET NO. 7571R	SERIAL NO. 09/563,638
		APPLICANT Joseph Anthony Gatto, et al.	
FILING DATE May 2, 2000		GROUP 1615	RECEIVED MAY 2 2000

## U. S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

LIST OF DOCUMENTS CITED BY APPLICANTS <i>(Use several sheets if necessary)</i>	ATTY. DOCKET NO. 7571R	SERIAL NO.
	APPLICANT JOSEPH ANTHONY GATTO, ET AL.	
	FILING DATE MAY 2, 2000	GROUP

MAR 21 2002

## U. S. PATENT DOCUMENTS

EXAMINER INITIAL	DOCUMENT NUMBER	SEARCH & TRADEMARK DATE	NAME	CLASS	SUB CLASS	FILED DATE IF APPROPRIATE
	3,489,148	1/13/70	DUNCAN ET AL.			TECHNOLOGY CENTER 2002
	3,585,998	6/22/71	HAYFORD ET AL.			
	3,896,807	7/29/75	BUCHALTER			
	4,034,077	7/05/77	HILL ET AL.			
	4,556,560	12/03/85	BUCKINGHAM			
	4,657,537	4/14/87	ZIMMERER			
	4,685,909	8/11/87	BERG ET AL.			
	4,690,821	9/01/87	SMITH ET AL.			
	4,753,643	6/28/88	KASSAI			
	4,790,836	12/13/88	BRECHER			
	4,842,593	6/27/89	JORDAN ET AL.			
	4,911,932	3/27/90	CLUM ET AL.			
	4,929,498	5/29/90	SUSKIND ET AL.			
	4,959,059	9/25/90	EILENDER ET AL.			
	5,034,444	7/23/91	YUN ET AL.			
	5,091,193	2/25/92	ENJOLRAS ET AL.			
	5,194,261	3/16/93	PICHIERRI			
	5,362,488	11/08/94	SIBLEY ET AL.			
	5,415,649	5/16/95	WATANABE ET AL.			
	5,436,007	7/25/95	HARTUNG ET AL.			
	5,444,096	8/22/95	MCCREA ET AL.			
	5,525,346	6/11/96	HARTUNG ET AL.			
	5,607,760	3/04/97	ROE			
	5,609,587	3/11/97	ROE			
	5,618,522	4/08/97	KALETA ET AL.			
	5,618,529	4/08/97	PICHIERRI			
	5,635,191	6/03/97	ROE ET AL.			
	5,643,588	7/01/97	ROE ET AL.			
	5,833,967	11/10/98	RAMIN			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB CLASS	TRANSLATION YES	NO
	DE 4,136,540 A1	5/14/92	GERMANY			x	
	0 564 307 A1	10/06/93	EUROPEAN PAT. APP.				
	0 692 263 A2	1/17/96	EUROPEAN PAT. APP.				
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	JP 04-182,423	6/30/92	JAPAN			x	

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

**EXAMINER**

## DATE CONSIDERED

**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.